Serial No. **2567**3

AMENDED APPLICATION FOR PERMIT

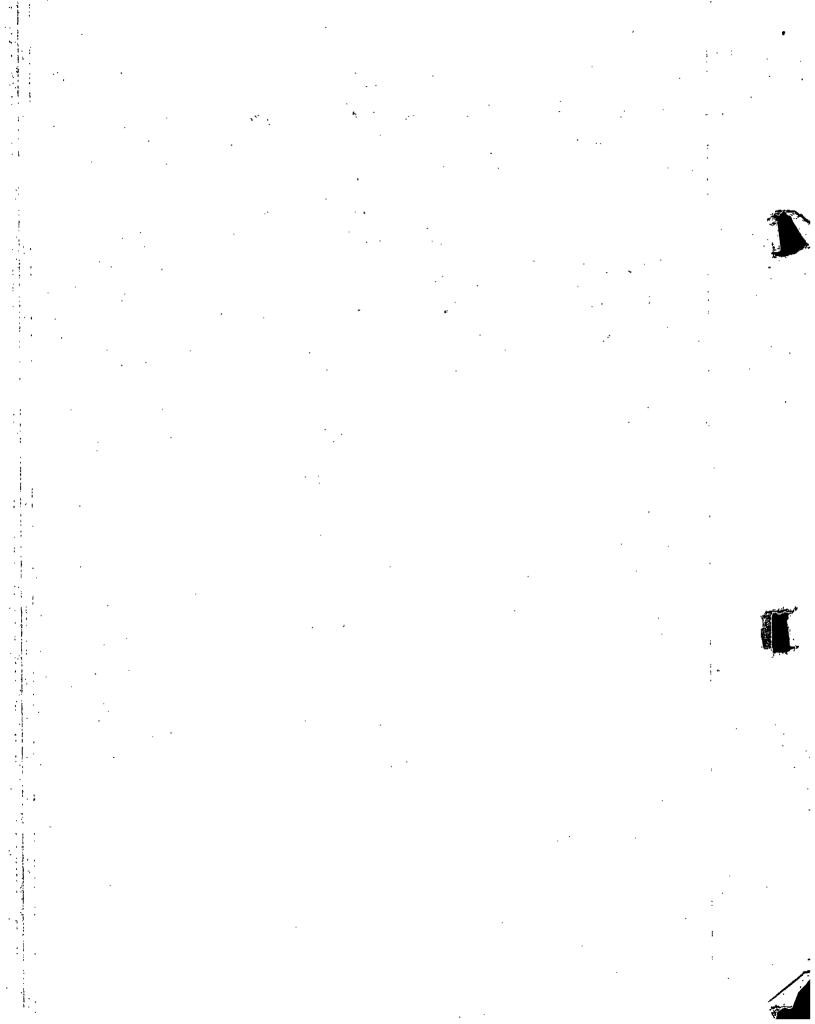
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 23 1970
Returned to applicant for correction. AUG 1 4 1970
Corrected application filed
Map filed. 0CT 1 3 1970
Charles D. Whomton & Dow T. A.h
The applicant Charles B. Thornton & Roy L. Ash % Chilton Engineering of 421 Court ,County of Elko
State of Nevada , hereby make application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) A Co-partnership
Charles B. Thornton & Roy L. Ash
1. The source of the proposed appropriation is Rock Creek Name of stream, lake or other source.
2. The amount of water applied for is 350 C.f.s. second-feet One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feetacre-feet
3. The water to be used for irrigation Irrigation power, mining, manufacturing, domestic, or other use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated) 25.760 acres
(b) Stockwater (state number and kinds of animals to be watered)
(c) Other use (describe fully under "No. 11, Remarks")
(d) Power:
(1) Horsepower developed
(2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: SE 2SE 2, Sec. 17, T. 34N.
R48E, MDM at a point from which the SE corner of said Section
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, 17 bears S 21° 16' E 573 feet
6. Place of use See attached list
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1 and end about December 31 , of each year. Month Month
Month 8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Earth fiell dam and head gate
structure, irrigation ditches and laterals
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works\$5,000.00
10. Estimated time required to construct works 1 year
Please send copies of all notices and correspondence to: T. Lazy S Ranch, 11. Remarks Box 232, Battle Mountain, Nev., 89820. The purpose of this application is to file on waters of Rock Creek deemed (declared) surplus by
the State and to extend the irrigation season of said water to 12 months as indicated above; waters appropriated under this application are to be commissionable to the commission of the commis
mingled with valid & existing water rights appurtenant to these lands. That applicants are one of the protestants to the storage applications of the Fair and Recreation Board, #24880, #24881, #24882 & #25036, which application
were granted on May 20, 1970 by order of the State Engineer, based upon the ruling that there is surplus water not appropriated in the Humboldt River & its tributaries. That applicants have appealed the order of the State
the aforesaid order of the State Engineer is correct, but is made to protect applicants property rights and water rights in event the said Order of the State Engineer is sustained.
Applicant Charles B. Thornton & ByS/ Mark Chilton * Roy L. Ash Agent
Roy L. Ash Compared jn/bk 421 Court, Elko, Nevada 89801 Denied 6/25/74, Ruling
1980 DENIAL OF STATE ENGINEER deny
This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the
following limitations and conditions:
on the grounds that when there are sufficient quantities of water available to satisfy existing rights, the portion of the place of use under the application which has appurtenant water rights has an adequate water supply; further, on the grounds that there is insufficient water available in quantity, duration, and frequency on a direct diversion basis to adequately serve and therefore provide a beneficial use on those portions of the place of use that do not have an existing water
right.
The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and
not to exceedcubic feet per second
A start and the
Actual construction work shall begin on or before
Work must be prosecuted with reasonable diligence and be completed on or before
Proof of completion of work shall be filed before
Application of water to beneficial use shall be made on or before
Proof of the application of water to beneficial use shall be filed on or before
Map in support of proof of beneficial use shall be filed on or before
Commencement of work filed IN TESTIMONY WHEREOF, I Roland D. Westergard State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed my office, this 25th day of June
Cultural map filed
Recorded Bk Page
County Recorder State Engineer 218 (Rev.)

Section	Subdivision	Township	Range	Acres
1	A11	33	47	640
2	A11		1	640
3	SE ¹ / ₄			160
9	N e] ne]			40
9	SWINE			40
9 4	SE4NE4			40
9	SBL			160
9	NE1S 41			40
9	S#iswi			40
9	SE‡SW}			40
10	A11			640
11	A11			640
12-	A M -	sto		640
13	A11			640
14	A11			640
15	A11			640
16	A11			640
17	S }			320
17	SE ¹ NE ¹			40
18	NEASEZ			40
18	SW#SE#			40
18	SE4SE4			40
19	NE l	v		160
19	S- 1			; 320∜5
20	A11	3 3	47	640

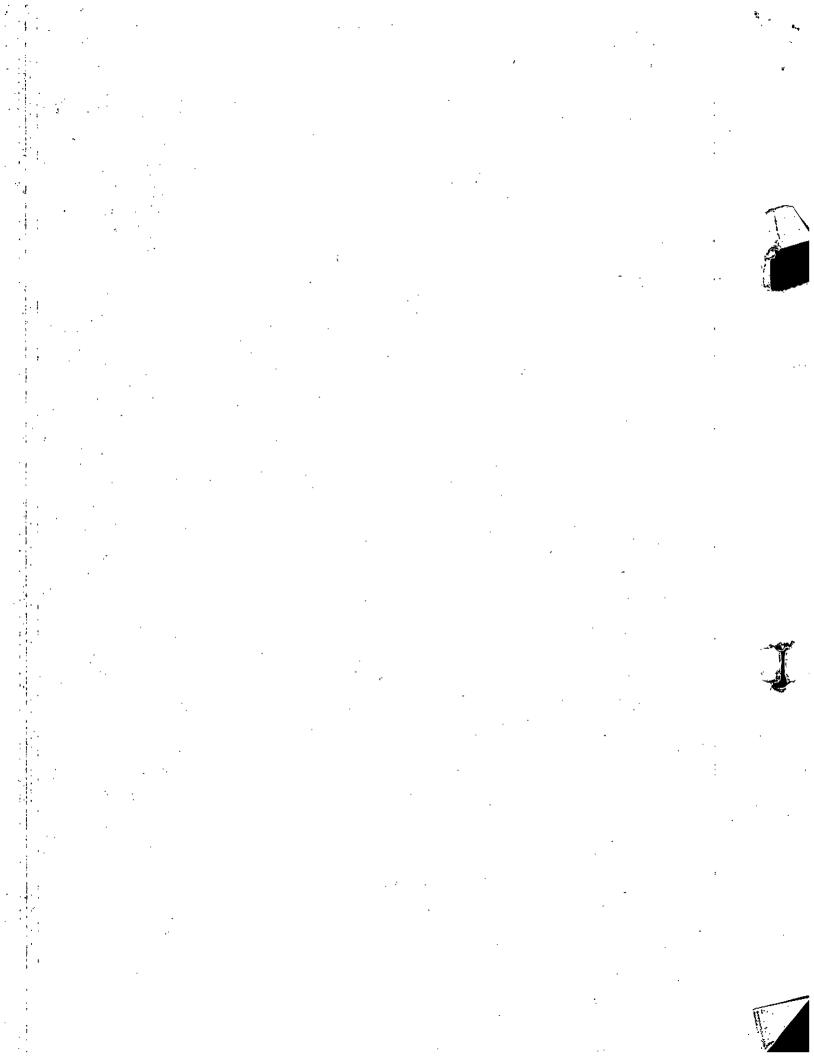
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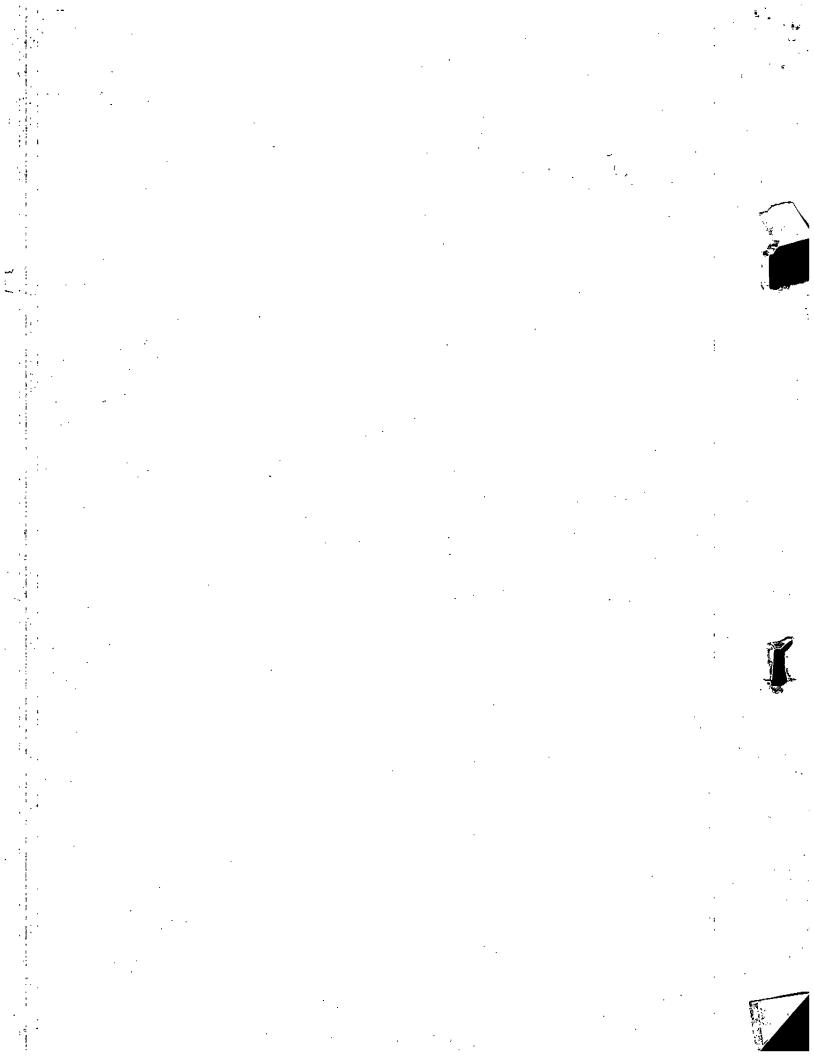
Section	Subdivision	Township	Range	Acres
25	NE-1NE-1	33	46	40
25	SWINEI	33	46	40
25	SEINEI	33	46	40
25	SE4	3 3	46	160
25	NE4SW4	33	46	40
36	NEINEI	33	46	40
36	SEANEA	33	46	40

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Carrier and Carrier



Section Subdivision Township Range 25 SE½ 34 47 35 SE½ 34 47 36 Al1 34 47 4 M½ 33 48 5 Al1 33 48 6 Al1 33 48 7 Al1 33 48 8 Al1 33 48 9 M½ 33 48 16 NW¼ 33 48 17 Al1 33 48 18 Al1 33 48 19 N½ 33 48 19 N½ 33 48 20 N½ 33 48 20 N½ 33 48 20 N½ 33 48 20 N½ 34 48 20 Al1 34 48 20	0				
35 SE½ 34 47 36 A11 34 47 4 W½ 33 48 5 A11 33 48 6 A11 33 48 7 A11 33 48 8 A11 33 48 9 W½ 33 48 16 NW¼ 33 48 17 A11 33 48 18 A11 33 48 19 N¼ 33 48 19 N¼ 33 48 10 N¼ 34 48 20 N½ 5½ 33 48 20 N½ 5½ 34 48 20 N½ 5½ 34 48 20 N¼ 5½ 34 48 21 ¼½ 34 48 20 N¼ 5½ 34 48 21 ¼½ 34 48 22 N¼ 5½ 34 48 31 A11 34 48 31 A11 34 48			[Ownship]	Range	Acres
36 A11 34 47 4 W½ 33 48 5 A11 33 48 6 A11 33 48 7 A11 33 48 8 A11 33 48 9 W½ 33 48 16 NW¼ 33 48 17 A11 33 48 18 A11 33 48 19 N½ 33 48 20 N½ 34 48 20 A11 34 48 20 A11 34 48 20 A11 34 48 29	25	SE ≟	34	47	160
4 W½ 33 48 5 A11 33 48 6 A11 33 48 7 A11 33 48 8 A11 33 48 9 W½ 33 48 16 NW¼ 33 48 17 A11 33 48 18 A11 33 48 19 N½S½ 33 48 20 N½S½ 33 48 20 N½ 33 48 20 N½S½ 33 48 20 N½ 34 48 20 A11 34 48 30 A11 34<	35	SE ¹ / ₂	34	47	160
5 A11 33 48 6 A11 33 48 7 A11 33 48 8 A11 33 48 9 \(\frac{\pi_2}{2} \) 33 48 16 \(\text{NW}_2^4 \) 33 48 16 \(\text{NW}_2^4 \) 33 48 17 \(\text{A11} \) 33 48 18 \(\text{A11} \) 33 48 19 \(\text{N}_2^3 \) 33 48 19 \(\text{N}_2^3 \) 33 48 19 \(\text{N}_2^4 \) 33 48 20 \(\text{N}_2^4 \) 34 48 20 \(\text{A11} \) 34 48 20 \(\text{A11} \) 34 48 21 \(\text{N}_2^4 \) 34 48 22 \(\text{A11} \) 34 48 30 \(\text{A11} \) 34 48 31 \(\text{A11} \) 34 48 31 \(\text{A11} \) 34 48 32 \(\text{A11} \) 34 48	36	A11	34	47	640
6 A11 33 48 7 A11 33 48 8 A11 33 48 9 \(\frac{1}{2} \) 33 48 16 \(NW\) 4 33 48 16 \(NW\) 4 33 48 17 \(A11 \) 33 48 18 \(A11 \) 33 48 19 \(N\) 33 48 19 \(N\) 33 48 19 \(N\) 33 48 20 \(N\) 7 \(S\) 2 33 48 20 \(N\) 7 \(S\) 2 33 48 20 \(N\) 7 \(S\) 2 33 48 20 \(N\) 7 \(S\) 2 33 48 20 \(N\) 7 \(S\) 2 33 48 20 \(N\) 7 \(S\) 2 33 48 20 \(N\) 7 \(S\) 2 34 48 20 \(A11 \) 34 48 21 \(M\) 2 34 48 28 \(M\) 2 34 48 29 \(A11 \) 34 48 30 \(A11 \) 34 48 31 \(A11 \) 34 48 31 \(A11 \) 34 48	4	W12	33	48	320
7 A11 33 48 8 A11 33 48 9 \(\frac{1}{2} \) 33 48 16 \(NW\frac{1}{4} \) 33 48 17 \(A11 \) 33 48 18 \(A11 \) 33 48 19 \(N\frac{1}{2} \) 33 48 19 \(N\frac{1}{2} \) 33 48 19 \(N\frac{1}{2} \) 33 48 20 \(N\frac{1}{2} \) 34 48 20 \(A11 \) 34 48 21 \(\frac{1}{2} \) 34 48 22 \(A11 \) 34 48 30 \(A11 \) 34 48 31 \(A11 \) 34 48 32 \(A11 \) 34 48	5	A11	3,3	48	640
8 A11 33 48 9 \(\frac{1}{2} \) 33 48 16 \(\text{NW}\frac{1}{4} \) 33 48 17 \(\text{A11} \) 33 48 18 \(\text{A11} \) 33 48 19 \(\text{N}\frac{1}{2} \) 33 48 19 \(\text{N}\frac{1}{2} \) 33 48 20 \(\text{N}\frac{1}{2} \) 34 48 20 \(\text{A11} \) 34 48 21 \(\text{N}\frac{1}{2} \) 34 48 22 \(\text{A11} \) 34 48 33 \(\text{A11} \) 34 48 34 48 35 \(\text{A11} \) 34 48	6	A11	33	48	640
9	7	A11	33	48	640
16 NW 1 33 48 17 A11 33 48 18 A11 33 48 19 N 1 33 48 19 N 2 5 2 33 48 20 N 2 33 48 20 N 2 33 48 20 N 3 48 20 N 3 48 20 N 3 48 20 N 3 48 20 A11 34 48 28 W 2 34 48 29 A11 34 48 30 A11 34 48 31 A11 34 48 32 A11 34 48	8	A11	33	48	640
17 A11 33 48 18 A11 33 48 19 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 19 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 20 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 19 $SE_{\frac{1}{4}}^{\frac{1}{2}}$ 34 48 20 A11 34 48 20 A11 34 48 21 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 34 48 28 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 34 48 29 A11 34 48 30 A11 34 48 31 A11 34 48 32 A11 34 48	9	₩ ⁵	33	48	320
18 A11 33 48 19 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 20 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 20 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 20 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 34 48 20 A11 34 48 20 A11 34 48 21 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 34 48 28 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 34 48 29 A11 34 48 30 A11 34 48 31 A11 34 48 32 A11 34 48	16	NW4	33	48	160
19 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 19 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 20 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 33 48 20 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 34 48 20 A11 34 48 20 A11 34 48 21 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 34 48 28 $N_{\frac{1}{2}}^{\frac{1}{2}}$ 34 48 29 A11 34 48 30 A11 34 48 31 A11 34 48 32 A11 34 48	17	A11	33	48	640
19 $N_{\frac{1}{2}}S_{\frac{1}{2}}$ 33 48 20 $N_{\frac{1}{2}}S_{\frac{1}{2}}$ 33 48 48 20 $N_{\frac{1}{2}}S_{\frac{1}{2}}$ 34 48 20 $N_{\frac{1}{2}}$ 34 48 21 $N_{\frac{1}{2}}$ 34 48 21 $N_{\frac{1}{2}}$ 34 48 32 34 48 31 A11 34 48 32 A11 34 48 34 48	18	A11	→ 33	48	640
20 $N_{\frac{1}{2}}$ 33 48 20 $N_{\frac{1}{2}}$ 33 48 19 $SE_{\frac{1}{4}}$ 34 48 20 $A11$ 34 48 21 $N_{\frac{1}{2}}$ 34 48 28 $N_{\frac{1}{2}}$ 34 48 29 $A11$ 34 48 30 $A11$ 34 48 31 $A11$ 34 48 32 $A11$ 34 48	10	N ¹	33	48	320
20 $N_{\frac{1}{2}}S_{\frac{1}{2}}$ 33 48 19 $SE_{\frac{1}{4}}$ 34 48 20 $A11$ 34 48 21 $N_{\frac{1}{2}}$ 34 48 28 $N_{\frac{1}{2}}$ 34 48 29 $A11$ 34 48 30 $A11$ 34 48 31 $A11$ 34 48 32 $A11$ 34 48	19	N 1 S1	33	48	160
19 SE $\frac{1}{4}$ 34 48 20 A11 34 48 21 $\frac{1}{2}$ 34 48 28 $\frac{1}{2}$ 34 48 29 A11 34 48 30 A11 34 48 31 A11 34 48 32 A11 34 48	20	N 1	3 3	48	320
20 A11 34 48 21	20	N-3 S-3	33	48	160
21 $\frac{1}{12}$ 34 48 28 $\frac{1}{12}$ 34 48 29 A11 34 48 30 A11 34 48 31 A11 34 48 32 A11 34 48	19	SŁ 	34	48	160
28 $\frac{1}{12}$ 34 48 29 A11 34 48 30 A11 34 48 31 A11 34 48 32 A11 34 48	20	A11	34	48	640
29 A11 34 48 30 A11 34 48 31 A11 34 48 32 A11 34 48	21	将	34	48	320
30 A11 34 48 31 A11 34 48 32 A11 34 48	28	# 1	34	48	320
31 A11 34 48 32 A11 34 348 34 348 34 34 34 34 34 34 34 34 34 34 34 34 34	29	A11	.34	48	640
32 A11 34 486 A 712	30	A11	34	48	640
	31	A11	34	48	640
	32	A11	34	\$148 A.	640
33 W ₂ 34 48	33	14 <u>3</u>	34	48	320



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21	A11	33 47	640
22	A11		640
23	A11		640
24	A11		640
25	N 1		320
26	N ¹ / ₂		320
26	N\$S		160
27	N ¹ / ₂		320
27	N 2 S 2		160
28	A11		640
29	A11		640
30	A11		640
31	N ¹ / ₂		320
32	N 1		320
33	N#1	33 47	160

